

**PATENT APPLICATION**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q95291

TONOUCHI Hidekazu, et al.

Appln. No.: 10/581,304

Group Art Unit: 1646

Confirmation No.: 1881

Examiner: Not yet assigned

Filed: November 2, 2006

For: PEPTIDE INHIBITING ANGIOTENSIN CONVERTING ENZYME

**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This response is in regard to the NOTIFICATION OF DEFECTIVE RESPONSE, dated January 2, 2009, issued in the above-referenced patent application.

In the Notification of Defective Response, the Examiner states that the present application fails to comply with the requirements of 37 C.F.R. §§1.821-1.825 for the following reasons:

- The paper or compact disc copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 CFR 1.821(e).

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. §1.822 and/or 1.823. In particular, it was pointed out in Raw Sequence Listing (available from PAIR) that the amino acid position identifier "1" of peptide sequences should be shown below the first letter of amino acid three letter code.

Applicants do not agree with the first point, as it appears that the paper copy of the Sequence Listing (which was submitted in .PDF format) is the same as the computer readable form of the Sequence Listing (which was submitted in .TXT format).

Applicants enclose herewith a substitute Sequence Listing, in paper and computer-readable form copies, that fully addresses the second issue raised in the Notification of Defective Response. Also, Applicant respectfully submit that the paper copy of the substitute Sequence Listing (which was submitted in .PDF format) is the same as the computer readable form of the substitute Sequence Listing (which was submitted in .TXT format)

Applicants assert that this Response to the Notice to Comply and the enclosures are being timely filed, and that the enclosures bring the present application in full compliance with the requirements of 37 C.F.R. §§1.821-1.825.

Applicants respectfully request that the Examiner acknowledge that the substitute Sequence Listing meets the requirements of 37 C.F.R. §§1.821-1.825 and that the Examiner enter the substitute Sequence Listing.

Respectfully submitted,

/Sunhee Lee/

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON DC SUGHRUE/265550

**65565**

CUSTOMER NUMBER

Date: January 28, 2009

---

Sunhee Lee  
Registration No. 53,892